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PTO/SB/21 (09-04)

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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

102

Application Number

10/598,092

Filing Date

August 17, 2006

First Named Inventor

PAGANON, Pascal

Art Unit

TBA

Examiner Name

TBA

Attorney Docket Number

148821.00006

### ENCLOSURES (Check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment/Reply
  - ☐ After Final
  - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement

- ☐ Certified Copy of Priority Document(s)
- ☐ Reply to Missing Parts/Incomplete Application
  - ☐ Reply to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
  - ☐ Petition to Convert to a Provisional Application
  - ☐ Power of Attorney, Revocation
  - ☐ Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_
- ☐ Landscape Table on CD

- ☐ After Allowance Communication to TC
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☐ Other Enclosure(s) (please identify below):
  - PTO/SB/08A (1 page)
  - International Search Report (6 pages)
  - Cited References (88 pages)
  - Postcard

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Powell Goldstein LLP

Signature

Printed name

Jason A. Bernstein

Date

8-24-06

Reg. No.

31,236

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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LuAnn K. Miller

Date

8-24-2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Patents

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PAGANON et al.	Confirmation No.: 9989
Appln. No.: 10/598,092	Group Art Unit: TBA
Filed: August 17, 2006	Examiner: TBA
Title: POUCH-EQUIPPED INTRAGASTRIC BALLOON	Atty. Docket No. 148821.00006 Customer ID 25207

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The citation of information on the attached Form PTO/SB/08A and/or PTO/SB/08B Information Disclosure Statement by Applicant(s), is made pursuant to 37 CFR 1.56 and 1.97.

☒ Pursuant to 37 C.F.R. 1.97(b), this Information Disclosure Statement is being filed:

- ☐ Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d).
- ☒ Within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application.
- ☐ Before the mailing of a first Office action on the merits.
- ☐ Before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114.
- ☐ Pursuant to 37 CFR 1.97(c), this Information Disclosure Statement is being filed after the period specified in 1.97(b), but before the mailing date of a final action under 37 CFR 1.113, a notice of allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application.
  - ☐ A statement under 37 CFR 1.97(e) is below, or
  - ☐ Applicant(s) enclose the fee set forth in 37 CFR. 1.17(p)

- ☐ Pursuant to 37 CFR 1.97(d), Applicant(s) make the following certification:
  - ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
  - ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

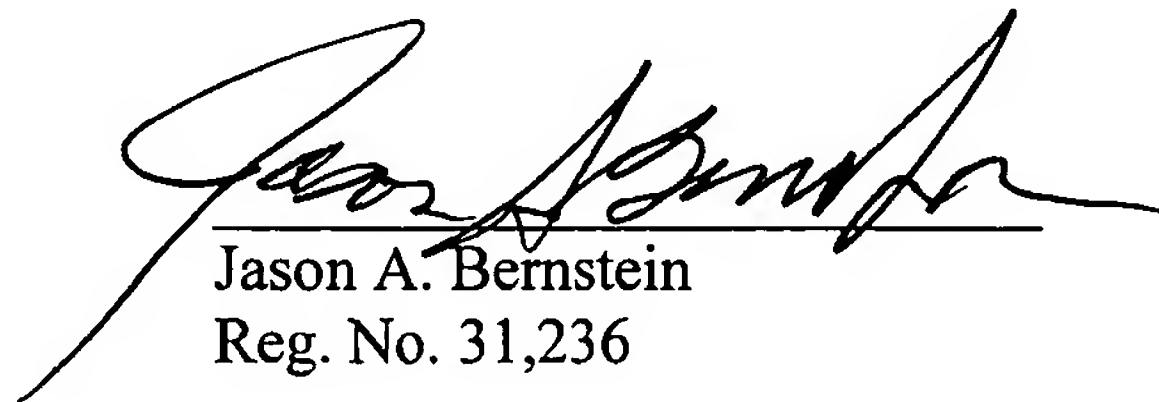
and

- ☐ Applicant(s) enclose the fee set forth in 37 CFR 1.17(p).
- ☐ Pursuant to 37 CFR 1.97(e), this Information Disclosure Statement is being filed on or before payment of the issue fee and is accompanied by the following statement pursuant to 37 CFR 1.97(e):
  - ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
  - ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

- Pursuant to M.P.E.P. Section 609C(1), this Information Disclosure Statement is being filed before the payment of an issue fee, but without the certification and fee set forth in 37 CFR 1.97(d). Applicants respectfully request that this Information Disclosure Statement be placed in the file of the instant application. Applicants also note that the references cited in this Information Disclosure Statement were submitted in the parent application to which this application claims priority.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayments to Deposit Account 50-1429. I have enclosed a duplicate of this sheet.

Respectfully submitted,  
POWELL GOLDSTEIN LLP



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**Complete if Known**

**(Use as many sheets as necessary)**

Sheet	1	of	1
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Application Number	10/598,092
Filing Date	August 17, 2006
First Named Inventor	PAGANON, Pascal
Art Unit	TBA
Examiner Name	TBA
Attorney Docket Number	148821.00006

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> ~Number <sup>4</sup> ~Kind Code <sup>5</sup> (if known)				
	A	DE 28 22 925	11-29-1979	Hennig		
	B	DE3326061 (English Abstr)	02-02-1984	Woerner		
	C	FR2834202 (English Abstr)	07-04-2003	CIE Europ d Etude		
	D	FR2862525 (English Abstr)	05-27-2005	CIE Europ d Etude		

Date  
Considered

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